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OCT 05 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE:

APPLICATION No.10/645,490
Inventor: Paul A. REYNOLDS
Filed 08/22/2003
Title: Multi-segment Container

DECLARATION

I, Paul A.Reynolds, a Canadian citizen residing in Toronto, Ontario, Canada, hereby

Declare and state that:

I am the inventor named above;

My curricula Vitae is as follows:

TECHNICAL EDUCATION: 1989-1993 Ontario College of Art and Design, and

Independent Study – Florence, Italy -Honours Graduate.

2001-2004 Humber School of Applied Technology – Honours

Graduate (diploma program)

Honours: Humber President's letters 2001-2004;

Graduate Proficiency Award 2004

Outstanding Achievement Award (Industrial Design Graduating Class) -2004

Awards:

2000 Annual Industrial Design Chair Show – First place (Group) "Spoon Chair"

2002: Cosmoda Corporation Design Competition – First Place(Individual) –timepiece for the
sight-impaired.

2003 Javelin Technology Inc. 'Cool Design' Contest – Honourable Mention - Neptune 3-CD holder

2003 ABC Group ~Automotive Design Comptn –First Place (Group) blow-moulded Honda roof.

2004 Umbra Design Competition –First place (Group) Solar powered 'Tiki' lamp.

2004 Rocket Show – Open Thesis Comp. – Honourable Mention (Individual) 'Flytrap'

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physical/virtual game concept.

2006 Spin Master Ltd. President's Idea Award, feature chairs -Drum Chair and Giggle & Shake
Chair.

Experience:

Designer Internship – Scot Laughton, Toronto – 2003

Humber School of Applied Technology 2003-2004 – Neptune 3 (USPTO Appn No.10/645,490)

Injection moulded promotional CD holder for moulding in transportable injection moulder as a traveling “road-show” for High schools and Trade Shows.

Freelance Designer 2004-2005 - concept work for Spin Master Ltd and Moffat Associates, Toronto.

Senior Product Designer – Spin Master Ltd, Toronto -2005 to present

Acting Design Manager – Spin Master Ltd., Toronto March-Aug 2006 –coordinating and overseeing proto-type development and pre-production by Hong Kong & China Associates.

In regard to the subject Office Action of 04/07/2006, I have carefully reviewed the cited Goof (US 5,156,289) and Hunt et al (US 5,191,972) patents, and I can categorically state that taken individually, or together in combination, there is no way that these constructions can be equated with the structure or function of my (the subject) CD holder. While the cylindrical casing of Goof is demonstrably capable of being opened to a laid-open condition, as shown in his Figure 2, his compartments may not be readily separated as stand-alone segments, nor is there any provision, by way of distanced hinge members, to enable individual disc means to be displayed separately in adjoining compartments. The capability of the Goof segments to stand in a face-up condition is based entirely upon their great length. There is no provision of a stabilizing heel to enable such use.

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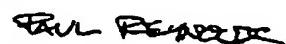
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The Hunt et al construction is constricted in its opening angle, by way of the hinge limiter 42 (Col 4, lines 23-29), illustrated as being an angle of about 100 degrees, so that the base 26 cannot possibly function to stabilize the upper and lower halves of the Hunt et al container in an up-facing position. For these reasons, I believe that the Examiner is in error in saying that my invention is anticipated by the two cited references. I further believe that the newly amended claims now further distinguish my CD holder over these references.

Signed at Toronto, Ontario, Canada, this 3rd day of October, 2006.



Paul A. Reynolds

3.

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